

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

UNITED STATES OF AMERICA

Plaintiff

V.

DAVID OLIVERAS-VILLANUEVA

Defendant

Criminal No.17-00013 (FAB)

**MOTION REQUESTING HEARING REGARDING
JURY INSTRUCTIONS**

TO THE HONORABLE COURT:

Comes now defendant David Oliveras-Villanueva through the undersigned counsel and very respectfully states, alleges and prays:

1. Defendant filed a proposed jury instruction regarding the essential elements of the crime charged under 18 U.S.C. §1001 [Dkt. No. 67].

2. The government has also filed a proposed jury instruction including one regarding the essential elements of 18 U.S.C. §1001 [See Dkt. No. 72-1 at page 14].

3. There are obviously important differences in the jury instructions submitted. This matter should be resolved by the Court before opening statements. We request that the Court sets a short time on the morning of August 9, 2017, before opening statements, for discussion of this matter with the parties.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this August 4, 2017.

CERTIFICATE OF SERVICE: I hereby certify that on August 4, 2017, I electronically filed the foregoing motion with the Clerk of the Court using the CM/ECF system which will send notification of such filing to AUSA Seth Erbe (seth.a.erbe@usdoj.gov).

s/juan r. acevedo-cruz

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